

CITY COUNCIL MINUTES

**October 12, 2009
REGULAR SESSION**

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, October 12, 2009 at 6:00 p.m. following a 5:30 p.m. Closed Session with Mayor J. M. Holmes presiding and City Clerk Joseph G.R. Labrie recording the minutes.

CALL TO ORDER

ROLL CALL:

Council Members Present: Keith Nesbitt, Kevin Hanley, Bill Kirby, Bridget Powers, J. M. Holmes

Council Members Absent: None

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono, Community Development Director Will Wong, Public Works Director Jack Warren, Administrative Services Director Andy Heath

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6: **MOTION: Nesbitt/Hanley/Approved by Voice**

CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: Robert Richardson, David Mackowiak
Employee Group: All Bargaining Units

REPORT OUT OF CLOSED SESSION

Mayor Holmes reported out of Closed Session. He said, "The Council took action to adopt the City's last and best and final offer to the Auburn Fire Department Association, dated July 30, 2009, and has directed the City Manager to memorialize such an offer in an appropriate Council resolution. " He stated that the vote by the Council was unanimous.

PLEDGE OF ALLEGIANCE

MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/ ANNOUNCEMENTS

Mayor Holmes wished everyone a happy Columbus Day. He said that although it is not a City holiday, it is a recognized holiday in various parts of the country.

Mayor Holmes noted that over the past months the City has received inquiries from the Department of the Interior, Census Bureau, regarding the 2010 Census. He said the City has submitted information to the Census Bureau regarding issues about which the Bureau will be collecting data in 2010.

Mayor Holmes announced that the Drooling Dog barbecue restaurant is relocating to Auburn from Colfax. He said it should be operational within the next few weeks.

Mayor Holmes congratulated all those who were a part of the organization of the Wine Festival that took place the past weekend. He said the attendance was very good.

AGENDA APPROVAL

The agenda was approved as presented by consensus of the Council.

CONSENT CALENDAR

1. **2009-10 Street Overlay Project (Indian Hill Road)-Environmental**

By **MOTION** find the 2009-10 Street Overlay Project (Indian Hill Road) exempt from the California Environmental Quality Act (CEQA) per Section 15301.c.

2. **Cooperative Agreement for the Loan of Federal Excess Personal Property (FEPP) with Cal Fire (Department of Forestry & Fire Protection)**

By **RESOLUTION 09-117** approve and authorize the Fire Chief to sign the Cooperative Agreement for the loan of Federal excess personal property (FEPP) with Cal Fire (Department of Forestry & Fire Protection).

3. **Borland Avenue/East Lincoln Way/State Hwy. 49 Signal Modification Project – Change Order #1**

By **MOTION** approve in concept a contract change order to Teichert Construction for the Borland Ave/East Lincoln Way/State Hwy. 49 Signal Modification Project in an amount not to exceed \$10,000.

***** End of Consent Calendar *****

By **MOTION** approve the Consent Calendar. **MOTION: Nesbitt/Powers/**
Approved 5:0

4. **Public Comment**

None

REPORTS

5. **City Council Committee Reports**

Council Member Hanley said the Sacramento Area Council of Governments (SACOG) has involved itself with the water negotiations in the Legislature. He said normally our area is outside the jurisdiction since it mostly affects the greater Sacramento Region. However, he said the bill does affect the Delta counties and our region. He said he had a meeting with Senator Steinberg last week. He said he expressed concerns about a provision in the bill which would require 20% water conservation in Placer County. He said it could cause some major rate increases.

Council Member Kirby stated that the City provided a shuttle for the Wine Festival that was well-used. He said, although a previous event provided a shuttle that was not utilized to the same extent, the City should continue to consider the benefit of shuttle service for future events.

Council Member Kirby reported that a very productive meeting was held with the Placer-Nevada County Water Agency. He said from his perspective, "It has been a committee without direction." He said the Executive Director has not been involved with the day-to-day workings of the Board. He said many of the Board members are concerned. He advised all monies received goes to the County but portions are earmarked for the plants in Auburn, Colfax, Lincoln and other areas. He said, "Essentially, the County has been running this committee, which is supposed to give guidance to the County" as to how the money is allocated. He said the committee needs to take more of a commanding role in decision making regarding allocation of monies and approval of allocations.

COUNCIL BUSINESS

6. **Sewer System Management Plan Summary**

Public Works Director Jack Warren introduced the partner of Dan Rich, Vince Yee. He said a few years ago Mr. Rich and Mr. Yee created the first addition of the Sewer System Management Plan (SSMP), adopted in 2007 by the Council. He said that an update was before the Council to be

approved or acknowledged. He said the report must be presented to the Council on an annual basis. He said it is an internal document and submittal to the Regional Water Quality Control Board is not required.

Vince Yee, P.E., Nexgen Utility Management, explained that in 2007 the State of California initiated the General Waste Discharge Requirements that governs all the collection systems in the State of California. He said the Sewer System Management Plan is part of the general waste discharge requirements. He said it is a work plan to establish guidelines for required compliance. He explained the Sewer System Management Plan and the 2009 update to it. He said the City of Auburn is in compliance with the SSMP.

In response to Mayor Holmes' question, Mr. Yee explained that the plan does all it can to minimize "overflows." He said implementing the SSMP shows that City is doing all it can to avoid sanitary sewer overflows. Mr. Warren advised that there is \$600,000 in the budget for emergency situations, but there is no funding for replacement of items that are simply a product of an aging system.

By **MOTION** adopt the Sewer System Management Plan to comply with the Statewide General Waste Discharge Requirements. **MOTION:**
Powers/Hanley/Approved 5:0

7. **City Property, Brewery Lane**

Mayor Holmes stated that he asked for Brewery Lane to be placed on the agenda. He said there have been various comments at the Old Town Business Association (OTBA) meetings regarding what the City may or may not do with the property (1.11 acres). He said a proposal was made in 1997 for a park to be on that land. He said the OTBA suggested the area be utilized for additional parking. He said he wanted the Council to discuss it and asked the OTBA to discuss it at its next meeting.

Community Development Director Will Wong provided background information regarding the property. Mr. Wong advised that the City Historian and the City Clerk researched the property and were unable to find any information in City records. Mr. Wong said, even with the City's GIS title search, no one has been able to find how the property was acquired. He said how the City obtained the title will be important since the map provided by the Assessor's Office shows the property as a "Historical Preservation Area."

Mr. Wong advised that how the property is developed would require sensitivity to the surrounding zoning, which includes single-family homes. He said there will probably need to be a public outreach component for

property development. He said it must be determined how the property was acquired. Mayor Holmes agreed that a title search would be necessary.

Mayor Holmes said there was a suggestion that the California Conservation Corps clean up some of the undergrowth in the area. Mr. Wong advised that the City's Public Works Department may be able provide additional maintenance.

Council questions and comments followed regarding (1) historic status of the property (2) preservation of artifacts on the property and (3) recent parking study recommendations.

Bob Snyder, 100 Marina Ave., Auburn, encouraged the Council to investigate the property so that it may be utilized in some manner.

Mayor Holmes said the consensus of the Council is that more research on the title is necessary.

Mr. Wong advised that he would continue with "free research." He said if he is not satisfied with the results, he would return to Council with cost information for a title search or cultural research.

Council Member Hanley stated that he has heard from residents that the property is undesirable and is a place for transients and potential fire danger. He said he believed that the Council could develop a plan for the property that would far exceed the status quo. He said the residents may appreciate a clean, supervised parking area. He said the Auburn Leadership Class will begin very soon. He said that it may be a project of interest for the group. He said it could be supplemented with redevelopment funds.

Council Member Nesbitt requested that staff report to Council in sixty to ninety days.

Council Member Kirby stated that he would like to see staff list alternative uses of the property.

ADJOURNMENT

Mayor Holmes, without objection, adjourned the meeting at 7:50 to the meeting of the Auburn Urban Development Authority

Joseph G. R. Labrie, City Clerk

J. M. Holmes, Mayor

CITY COUNCIL MINUTES

October 14, 2009

WORKSHOP

An Auburn City Council Workshop was held in Room 10, City Hall, 1225 Lincoln Way, Auburn, California on Wednesday October 14, 2009 at 6:00 p.m. with Mayor J. M. Holmes presiding and City Manager Robert Richardson recording the minutes.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL:

Council Members Present: Keith Nesbitt, Kevin Hanley, Bill Kirby, Bridget Powers, J. M. Holmes

Council Members Absent: None

Staff Members Present: City Manager Robert Richardson, Administrative Services Director Andy Heath

1. **Public Comment**

None

2. **City Operational Overview**

City Manager Robert Richardson introduced a number of issues for informational purposes and Council discussion. Topics included the City's current fiscal position, current and future workloads and upcoming service needs.

The Council adjourned to a Closed Session under Government Code Section 54957:6 at 7:25 p.m.

PUBLIC EMPLOYEE PERFORMANCE EVALUATION

G.C. 54957

Title: City Manager

REPORT OUT OF CLOSED SESSION

No reportable action.

ADJOURNMENT

Mayor Holmes adjourned the meeting at 7:40 p.m.

J. M. Holmes, Mayor

Robert Richardson, City Manager